

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

AMERICAN CIVIL LIBERTIES  
UNION *and* AMERICAN CIVIL  
LIBERTIES UNION FOUNDATION,

Plaintiffs,

– *against* –

DEPARTMENT OF DEFENSE,  
DEPARTMENT OF JUSTICE, *and*  
DEPARTMENT OF STATE,

Defendants.

THE NEW YORK TIMES  
COMPANY,

Plaintiff,

– *against* –

DEPARTMENT OF DEFENSE,

Defendant.

**ORDER**

17 Civ. 9972 (ER)

20 Civ. 43 (ER)

RAMOS, D.J.:

For the reasons set forth in a Memorandum Opinion to be filed separately, the defendants' motions for summary judgment are DENIED and the plaintiffs' cross-motions for summary judgment are GRANTED. The defendants are ORDERED to confirm or deny the existence of records responsive to the plaintiffs' FOIA requests. The parties are further directed to submit, by November 1, 2020, a schedule for the defendants' compliance with this Order and the further disposition of this case. The Clerk

of Court is respectfully directed to terminate the following motions: Docs. 28 and 32 in 17 Civ. 9972, and Docs. 13 and 17 in 20 Civ. 43.

It is SO ORDERED.

Dated: September 29, 2020  
New York, New York

A handwritten signature in blue ink, appearing to read 'Edgardo Ramos', is positioned above a horizontal line.

EDGARDO RAMOS, U.S.D.J.